

Signature

SIGNATURE BANK

Affidavit Of Counterfeit or Stolen
Check - BusinessState of NEW YORK

SS:

County of KINGSI, MICHAEL KAAS ("Affiant"), being first duly sworn make this affidavit as follows:

1. I am the OWNER of 518 WEST 204 LLC ("Company"), which maintains account number 1503226525 ("Account") at Signature Bank ("Bank") and am authorized by the Company to make the statements made in this Affidavit and to provide the Company's agreement to indemnify, defend and hold harmless the Bank as provided below.

2. As part of my responsibilities at the Company, I issue checks drawn on the Account, and review the Account including checks paid against the Account.

3. On 04/01/2019, I reviewed the Account and discovered that the following checks ("Checks") have been charged on the Account, which those Checks were not issued, authorized or approved by the Company:

Date Paid	Check Number	Amount	Payee
<u>04/01/2019</u>	<u>001</u>	<u>\$18,000</u>	<u>GATEGUARD INC</u>

4. Neither I nor anyone else at the Company authorized, issued or approved the Checks.

5. These Checks were:

- ☐ Written on blank checks that were stolen from the Company
☒ Written on check forms that were not authorized by the Company

6. Neither I nor the Company knows the payees on these Checks or have any recollection or record of the Company ever owing these payees any money whatsoever.

7. Neither I nor the Company knows who authorized, issued or approved these checks.

In consideration of Signature relying on the statements made in this affidavit, the Company agrees to indemnify, defend, and hold Signature Bank and all of its affiliates, directors, officers, employees, agents, successors, and assigns harmless from and against any and all claims, liabilities, demands, actions, proceedings, judgments, executions, losses, damages, attorney's fees, payments, consequential damages, punitive damages, cost and expenses of any nature whatsoever, that any of them sustains or incurs by reason of having relied on these statements. The obligations under this paragraph shall commence immediately and shall continue in full force and effect indefinitely.

Affiant is aware that (i) this Affidavit is being provided to the Bank to obtain for the Company reimbursement of the amounts of these Checks. (ii) the Bank will rely on this Affidavit to recover the amounts paid with respect to these Checks and (iii) any false statement made in this Affidavit is a violation of the law. Affiant represents and warrants that all statements contained in this Affidavit are true and complete in all respects.

I make this affidavit on this 04 day of APRIL, 2019.

Signed: [Signature]

SUBSCRIBED AND SWORN TO before me this 04, day of APRIL, 2019.

Notary Public
SEAL

EPHRAIM NIERENBERG
Commissioner of Deeds
City of New York
No. 28163
Certified Filed in Kings County
Commission Expires October 1, 2019

Signature Bank 623

FOIA Confidential Treatment Requested by Signature Bank



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